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HIGH COURT OF CHHATTISGARH AT BILASPUR
Writ Petition (C) No. 3381 of 2007

Petitioner — M/s Godavari Commodities Limited, 18, Netaji Subhas Raod, Second Floor, Kolkata (W.B).
Through :- Gourav Rungta, S/o Shri G.L. Gungta, aged about 22 years and Authorized Signatory of M/s Godavari Commodities Limited, R/o 18, Netaji Subhas Road, Second Floor, Kolkata (W.B.)

Versus

Respondents

1. South East Central Railway, Through its General Manager, Bilaspur, District Bilaspur (C.G.)
2. Chief Station Manager, South East Central Railway, Korba, District Korba (C.G.)
3. HD. Goods Clerk, Siding of South East Central Railway at Bharat Aluminium Company Limited, Korba, South East Central Railway, Korba, District Korba (C.G.)
4. Bharat Aluminium Company Limited, through its Assoc. General Manager (Commercial), BALCO Township, Korba, District Korba (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

SB: Hon'ble Mr. Justice **Satish K. Agnihotri**

Shri Prashant Mishra, Senior Advocate with Shri B.D. Guru, Advocate for the petitioner.
Shri Amit Choudhary, Advocate for the respondents No. 1 to 3.

ORDER
(Passed on this 25th day of June, 2007)

1. Learned counsel appearing for the respondents No. 1 to 3/South East Central Railway categorically submit that the letter dated 28.11.2006 (Annexure P/1A) imposes punitive charges on the Bharat Aluminium Company Limited (for short 'BALCO')/respondent No. 4. There is no order of imposition of punitive charges on the petitioner and as such, this petition is not maintainable, as the BALCO has not questioned the

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legality and validity of the letter dated 28.11.2006, whereby the punitive charges bill has been raised.

2. In view of above submissions made by learned counsel appearing for the respondents No. 1 to 3, learned counsel appearing for the petitioner submits that nothing survives in this matter.

3. The writ petition is accordingly disposed of.

Sd/-
Satish K. Agnihotri
Judge